IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.7857 of 2008
SHIV SHANKAR PRASAD & ORS
Versus
STATE OF BIHAR
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4 **31.07.2008** Heard learned counsels for the petitioners and the State. A supplementary affidavit has been filed on behalf of the petitioners.

Petitioners are accused in a case registered for the offence under sections 302/201/34 of the Indian Penal Code.

It has been submitted on behalf of the petitioners that there is no specific allegation against these petitioners except suspicion and during investigation the wife of the deceased has attributed specific allegation against one Manoj Srivastava that he was behind the alleged occurrence. It is further submitted that the said Manoj has been granted bail by this Court as per the order dated 06.04.2007 passed in Cr. Misc. No. 10890 of 2007. It is further submitted that the said Manoj was charge sheeted and this petitioner is not charge sheeted.

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Considering the submissions, as noticed above, and in the facts and circumstances of the case, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioners, namely, Shiv Shankar Prasad, Mahesh Prasad & Ajay Kumar

Prasad be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Motihari in connection with Muffasil (Lakhaura) P.S. Case No. 199 of 2001 subject to the conditions as laid down under section 438(2) of the Criminal Procedure Code.

Manish/- **(Shailesh Kumar Sinha,J.)**

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